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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of: W. Scott THIELMAN  
Robert M. PRICONE

Serial No.: 10/015,319

Filed: December 12, 2001

For: A Process and Apparatus for  
Embossing Precise Microstructures  
and Embossing Tool for Making  
Same

Group Art Unit: 1732

06/13/2002 BSAYASII 00000047 10015319

01 FC:117  
02 FC:105  
03 FC:122

920.00 OP  
430.00 OP  
130.00 OP      **PETITION UNDER 37 C.F.R. § 1.47(b)**

The Honorable Commissioner of  
Patents and Trademarks  
Washington, DC 20231

Dear Sir:

Applicant hereby petitions under 37 C.F.R. § 1.47(b) to file the above-identified application on behalf of two co-inventors for the reason that the omitted co-inventors refuse to join in the application.

Submitted herewith are:

- A Combined Declaration and Power of Attorney for Patent Application signed on behalf of Avery Dennison Corporation by its Chief Patent Counsel.
- Statements of Facts in Support of Filing on Behalf of a Nonsigning Inventor.
- The last known addresses of the nonsigning inventors.
- A Statement of Proof of Need to Prevent Irreparable Damage or Preserve the Rights of the Parties.

A Statement Establishing Proprietary Interest by Person Signing on Behalf of Nonsigning Inventor.

RECEIVED  
JUN 18 2002  
OFFICE OF PETITIONS

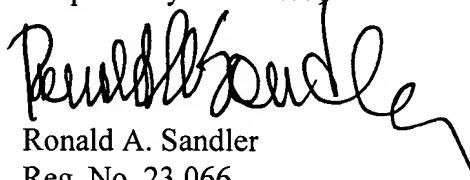
A Memorandum of Law Establishing a Proprietary Interest by Person Signing on behalf  
of Nonsigning Inventor.

Additionally, enclosed is our response to the "Notice to File Missing Parts of Application" dated January 7, 2002, and our request for a three month extension of time. The petition fee of \$130 and the extension fee is submitted herewith. In the event that the attached check is unacceptable, is insufficient, or the check is inadvertently omitted, the Commissioner is hereby authorized to charge the required amount to the Jones, Day, Reavis & Pogue deposit account no. 10-1202. If the amount is in excess, please credit our deposit account no. 10-1202.

Date:

June 4, 2002

Respectfully submitted,



Ronald A. Sandler  
Reg. No. 23,066  
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77 West Wacker Drive  
Chicago, IL 60601-1692  
(312) 782-3939

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of W. Scott THIELMAN and )  
Serial No. JUN 07 2002 Robert M. PRICONE )  
Filed: December 12, 2001 )  
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OPPE SCIZE  
PATENT & TRADEMARK OFFICE

Attorney Docket:  
013013-026179

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STATEMENT OF LAW

OFFICE OF PETITIONS

I, Ronald A. Sandler, residing at 1230 North State Parkway , Chicago, Illinois 60610, am duly recognized to practice law in Illinois and am familiar with the law of this jurisdiction. With respect to the proprietary interest asserted in this invention by Avery Dennison Corporation, 150 North Orange Grove Blvd., Pasadena, California 91103-3596, I have studied the statements of fact filed in this application by Janice Jackson and Arthur B. Moore.

By the weight of authority in Illinois, title of this invention would be awarded to Avery Dennison Corporation. My reasons for reaching this conclusion are set forth below in the attached legal memorandum.

Date

JUNE 4, 2002

  
Ronald A. Sandler  
Jones, Day Reavis & Pogue